1 The Honorable Robert S. Lasnik 2 3 4 5 6 UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON 7 AT SEATTLE 8 JOB'S DAUGHTERS INTERNATIONAL, NO. 16-cv-1573-RSL 9 Plaintiff, AFFIDAVIT OF SHELLY COLE IN SUPPORT OF HER MOTION TO 10 **DISMISS COUNTERCLAIM** v. NOTE ON CALENDAR: October 6, 2017 11 HEIDI YOAST, 12 Defendant. 13 HEIDI YOAST, 14 Counterclaim-Plaintiff, 15 V. 16 JOB'S DAUGHTERS INTERNATIONAL, SHELLY COLE aka SHELLY HOWRIGON, 17 an individual, ROD REID, an individual, 18 Counterclaim-Defendants. 19 20 Being duly sworn under her oath, Shelly Cole states as follows: 21 My name is Shelly Cole Howrigon a/k/a Shelly Cole. I am over the age of 1. 22 twenty-one (21) and under no legal disability. 23 2. I have personal knowledge of the facts set forth herein and if called to testify 24 would state and allege the following. 25 Williams, Kastner & Gibbs PLLC AFFIDAVIT OF SHELLY COLE IN SUPPORT OF HER MOTION 601 Union Street, Suite 4100 TO DISMISS COUNTERCLAIM - 1 Seattle, Washington 98101-2380 (16-cv-1573-RSL) (206) 628-6600

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- 3. This affidavit is being provided in support of the Motion to Dismiss the Counterclaim.
- 4. I am currently a resident of Riverton, Utah and have lived in Utah for the last 19 years. I have never lived in the state of Washington. I have never been an owner, officer, director, agent or employee of a Washington corporation or any corporation whose principal place of business is or was in Washington.
- 5. I have never entered to any contract personally whose subject matter was located in Washington or with any person who resided in Washington.
- 6. I do not have a bank account or any security account located in Washington. Similarly, I do not own any personal or real property located in Washington. I have never leased any real or personal property in Washington nor have I ever been assessed state tax or paid any state tax in Washington.
- 7. I have never entered into any insurance contracts to insure any person, property or risk located in Washington.

I declare under penalty of perjury that the foregoing is true and correct.

Subscribed and sworn to before this 14 day of September 2017.

Notary Public

My Commission Expires: April 19,2020



AFFIDAVIT OF SHELLY COLE IN SUPPORT OF HER MOTION TO DISMISS COUNTERCLAIM - 2 (16-cv-1573-RSL)

Williams, Kastner & Gibbs PLLC 601 Union Street, Suite 4100 Seattle, Washington 98101-2380 (206) 628-6600

CERTIFICATE OF SERVICE

- 1	
2	I hereby certify that on September, 2017, I electronically filed the foregoing with the
3	Clerk of the court using the CM/ECF system which will send notification of such filing to the
4	following:
5	Rodney L Umberger, Jr rumberger@williamskastner.com, ssanh@williamskastner.com
6	John B Crosetto jcrosetto@gsblaw.com, jbeagle@gsblaw.com
7	Daniel Velloth dvelloth@williamskastner.com, dlevitin@williamskastner.com, mphilomeno@williamskastner.com
8	Brian T. McKernan bmckernan@mcgrathnorth.com
9	Patricia I. Forman patriciaforman@gmail.com
10 11	DATED this 14th day of September, 2017. s/Rodney L. Umberger
12	s/ Daniel J. Velloth Rodney L. Umberger, Jr., WSBA #24948
13	Daniel J. Velloth, WSBA #44379 WILLIAMS, KASTNER & GIBBS PLLC
14	601 Union Street, Suite 4100 Seattle, WA 98101-2380
15	Telephone: (206) 628-6600 Fax: (206) 628-6611
16	rumberger@williamskastner.com dvelloth@williamskastner.com
17	Attorneys for Plaintiff/Counterclaim-Defendant Job's Daughters International
18	Job's Daughters international
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AFFIDAVIT OF SHELLY COLE IN SUPPORT OF HER MOTION TO DISMISS COUNTERCLAIM - 3 (16-cv-1573-RSL)

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